

SECOND REGULAR SESSION

# HOUSE BILL NO. 1385

## 96TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES COX (Sponsor), FISHER, SCHAD, DAVIS, BROWN (116),  
GATSCHENBERGER, MCGHEE, WELLS AND ROWLAND (Co-sponsors).

5211L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 188, RSMo, by adding thereto one new section relating to the Title X  
consistency and transparency act.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 188, RSMo, is amended by adding thereto one new section, to be  
2 known as section 188.207, to read as follows:

**188.207. 1. Beginning on or before February 1, 2014, and every February first**  
2 **thereafter, any organization, institution, or facility which performs or assists in performing**  
3 **an abortion not necessary to save the life of the mother, or which encourages or counsels**  
4 **a woman to have an abortion not necessary to save her life shall make an annual**  
5 **accounting of any and all moneys received by such organization, institution, or facility**  
6 **under Title X of the federal Public Health Service Act, 42 U.S.C. Section 300, et seq. for the**  
7 **immediately preceding calendar year.**

8 **2. The accounting required under subsection 1 of this section shall:**

9 **(1) (a) Identify each grant under which moneys were disbursed and a detailed**  
10 **description of the purpose of each grant and the services provided under each grant;**

11 **(b) Account for the exact amount of moneys received and disbursed under each**  
12 **grant;**

13 **(c) Identify the recipients and purpose of each disbursement. Nothing in this**  
14 **section shall be construed to require the identity or privacy of any public persons be**  
15 **disclosed or revealed; and**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended  
to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16           **(2) Be filed with the director of the department of health and senior services. The**  
17 **director may provide forms and promulgate rules to implement and enforce the**  
18 **requirements of this section. Any rule or portion of a rule, as that term is defined in**  
19 **section 536.010, that is created under the authority delegated in this section shall become**  
20 **effective only if it complies with and is subject to all of the provisions of chapter 536 and,**  
21 **if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of**  
22 **the powers vested with the general assembly pursuant to chapter 536 to review, to delay**  
23 **the effective date, or to disapprove and annul a rule are subsequently held**  
24 **unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted**  
25 **after August 28, 2012, shall be invalid and void.**

26           **3. Any taxpayer residing in the county in which such organization, institution, or**  
27 **facility is located may petition the court of such county for an injunction to order such**  
28 **organization, institution, or facility to comply with the provisions of this section. The court**  
29 **may award the taxpayer reasonable attorney's fees and court costs.**

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